IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTIETH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 15422 of 2004

Between:

P. Ananda Babu, S/o Late Ratnam,
R/o D.No.24-8-43, Kacheripeta, Near Zilla Parishad,

Kakinada, East Godavari District.

..... PETITIONER

AND

1. The Vice-Chairman and Managing Director,

APSRTC, Musheerabad, Hyderabad.

2. The Divisional Manager, APSRTC

Rajahmundry, East Godavari District.

3 The Depot Manager, APSRTC Yeleswaram Depot,

East Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, Order or direction more particularly one in the nature of the *Writ of Mandamus* declaring the action of the respondents in not providing employment to the petitioner in the respondent Corporation consequent on the death of my father who died while working as helper in the 3rd respondent depot as illegal, arbitrary and unjust and consequently direct the respondents to provide employment to me as helper/shramik in accordance with circulars/ instruction issued by the 1st respondent in this regard.

For the Petitioner: MR K.VENKATESH, ADVOCATE

For the Respondents: MR.P.VINAYAKA SWAMY, S.C. FOR APSRTC.

The Court at the admission stage made the following:

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THE HON'BLE SRI JUSTICE DR. G.YETHIRAJULU

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WRIT PETITION NO.15422 OF 2004

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O R D E R:

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The petitioner claims that he is the son of a deceased employee of the respondent-corporation by name Ratnam. The deceased Ratnam died on 16.4.2001 while working as helper in the respondent-corporation. The petitioner contends that the third respondent gave a communication on 25.6.2001 to his mother to submit an application to the concerned authorities on or before 30.06.2001 for providing employment on compassionate grounds. Subsequently, the petitioner's mother submitted an application requesting the respondents to appoint the petitioner on compassionate grounds. The grievance of the petitioner is that subsequent to the presentation of the said application no orders have been passed by the respondents till now. The petitioner contends that as per the circular of the respondent-corporation No.PD-30/2000, dated 05.05.2000, the petitioner is entitled for employment on bread winner scheme and further claims that he fulfilled all the conditions required for the said appointment.

2 . The petitioner further contends that on 07.07.2004 his mother submitted a representation to the second respondent to consider the case of the petitioner for employment on compassionate grounds. The grievance of the petitioner is that the

respondents did not pass any orders on that representation also. Therefore, the petitioner approached this court seeking a direction to the respondents to pass appropriate orders on the application made by the petitioner's mother in June, 2001 and on 07.07.2004 for compassionate appointment to the petitioner.

3. In the light of the circumstances explained by the petitioner, the respondents are directed to pass appropriate orders on the representations of the petitioner's mother made in June, 2001 and on 07.07.2004 regarding their request to appoint the petitioner on bread winner scheme to a suitable post within two (2) months from the date of receipt of copy of this order and pass appropriate orders according to rules.

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(Dr. G. YETHIRAJULU,J)

30TH August, 2004.

Ksn

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Vice-Chairman and Managing Director,

APSRTC, Musheerabad, Hyderabad.

2. The Divisional Manager, APSRTC

Rajahmundry, East Godavari District.

3 The Depot Manager, APSRTC Yeleswaram Depot,

East Godavari District.

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